

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

JPMORGAN CHASE BANK, N.A.,

Case No. 2:17-cv-0678-RFB-VCF

Plaintiff,

ORDER

v.

RANDY BLIZZARD, in his individual
capacity and as Trustee of the JOEL 228
TRUST; the JAMES PAUL GETTY
IRREVOCABLE RESOURCE TRUST; the
ANTHONY F. JOHNSON IRREVOCABLE
RESOURCE TRUST; the STEVEN J.
CASTELLAN IRREVOCABLE RESOURCE
TRUST; the BRIAN PHILIP ANDERSON
IRREVOCABLE RESOURCE TRUST; the
PHILIP STEVEN IRREVOCABLE
RESOURCE TRUST; HOLLYWOOD
RANCH HOMEOWNERS ASSOCIATION, a
Nevada non-profit corporation; CYNTHIA
GIBSON, an individual,

Defendants.

RANDY BLIZZARD, in his individual
capacity and as Trustee of the JOEL 228
TRUST; the JAMES PAUL GETTY
IRREVOCABLE RESOURCE TRUST; the
ANTHONY F. JOHNSON IRREVOCABLE
RESOURCE TRUST; the STEVEN J.
CASTELLAN IRREVOCABLE
RESOURCE TRUST; the BRIAN PHILIP
ANDERSON IRREVOCABLE RESOURCE
TRUST; the PHILIP STEVEN
IRREVOCABLE RESOURCE TRUST,

Counterclaimants,

1 v.

2 JPMORGAN CHASE BANK, N.A.;
3 CYNTHIA GIBSON, an individual; DOE
4 INDIVIDUALS 1 through 10, inclusive; ROE
5 BUSINESS ENTITIES 1 through 10,
6 inclusive,
7 Counter-Defendants.

8 On April 21, 2017, this Court certified a question of law regarding NRS 116's notice
9 requirement to the Nevada Supreme Court in Bank of N.Y. Mellon v. Star Hill Homeowners Ass'n,
10 Case No. 2:16-cv-02561-RFB-PAL, ECF No. 41. The Court finds that the outcome of that decision
11 will impact the pending motions in this case. For reasons of judicial economy and to avoid
12 inconsistent decisions, the Court will not consider any further motions until the parties have had
13 the opportunity to receive and address the Nevada Supreme Court's opinion on this issue.

14 **[IT IS THEREFORE ORDERED]** that this case is hereby STAYED.

15 **IT IS FURTHER ORDERED** that Defendants' [31] Motion for Summary Judgment and
16 Plaintiff JPMorgan Chase Bank, N.A.'s [32] Motion for Summary Judgment are DENIED without
17 prejudice. The moving party shall have 21 days from the date of the Nevada Supreme Court's
18 decision on the certified question to file a modified Motion for Summary Judgment or to file a
19 notice renewing the previously filed motion. The opposing party shall have 21 days to respond.
20 The moving party shall have 14 days to reply.

21 The opposing party shall have 21 days to respond. The moving party shall have 14 days to
22 reply.

23 **IT IS FURTHER ORDERED** that all other pending motions are DENIED without
24 prejudice.

25 DATED this 12th day of July, 2018.

26 

27 RICHARD F. BOULWARE, II
28 UNITED STATES DISTRICT JUDGE